

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

CAPELLA PHOTONICS, INC.,

Plaintiff,

v.

INFINERA CORPORATION, TELLABS,
INC., TELLABS OPERATIONS INC.,
CORIANT AMERICA INC., and
CORIANT (USA) INC.,

Defendants.

Case No. 2:20-cv-77-JRG

**JOINT MOTION FOR LEAVE TO DEPOSE EXPERT WITNESS
AFTER THE EXPERT DISCOVERY DEADLINE**

Plaintiff Capella Photonics, Inc., and Defendants Infinera Corporation, Tellabs, Inc., Tellabs Operations Inc., Coriant America Inc., and Coriant (USA) Inc. (collectively, the “Parties”) file this Joint Motion for Leave seeking permission to take the deposition of Christopher Bakewell after the expert discovery deadline.

The current deadline is April 19, 2021. Because of scheduling conflicts with Mr. Bakewell’s current deposition and trial schedule in other matters, the Parties have been unable to take the deposition of Mr. Bakewell before this date. The Parties ask for a one day extension, until and including April 20, 2021 to depose Mr. Bakewell.

This motion is not sought for purposes of delay, but so that the Parties can complete expert depositions despite scheduling conflicts that prevented this deposition in advance of the expert discovery deadline.

Dated: April 15, 2021

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By: /s/ Kurt Pankratz with permission by
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was filed electronically in compliance with Local Rule CV-5(a). Therefore, this document was served on all counsel who are deemed to have consented to electronic service on this 15th day of April 2021.

/s/ Andrea L. Fair

Andrea L. Fair